

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
Gerrick S. Gehner et al.	)	Group Art Unit: Not yet assigned
	)	
Application No.: New Continuation	)	Examiner: Not yet assigned
Application	)	
	)	
Filed: Herewith	)	
	)	
For: METHOD AND APPARATUS FOR	)	
MIXING GASES	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO 1449. This Information Disclosure Statement is being filed within three months of the filing date of the above-referenced application and before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents were previously submitted, or cited by the Examiner, in application no. 10/137,370, filing date May 3, 2002, upon which Applicants relies for the benefits provided in 35 U.S.C. § 120. Applicants respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

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This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: Nov. 7, 2003

By: 

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## INFORMATION DISCLOSURE CITATION

Atty. Docket No.	8350.1644-02	Appln. No.	New Continuation Application
Applicant	Gerrick S. GEHNER et al.		
Filing Date	Herewith	Group:	Not yet assigned

## U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Dat If Appropriate
	6,370,936	04/2002	Yamagishi et al.			
	6,293,161	09/2001	Hanashiro et al.			
	6,114,178	09/2000	Dezael et al.			
	5,604,319	02/1997	Kohsaka et al.			
	5,450,749	09/1995	Ström et al.			
	5,410,907	05/1995	Ström et al.			
	5,184,501	02/1993	Lewis et al.			
	5,129,412	7/1992	Hendry			
	5,090,258	02/1992	Yamasaki et al.			
	5,058,440	10/1991	Graze, Jr.			
	4,660,408	04/1987	Lewis			
	4,647,212	03/1987	Hankison			
	4,398,827	8/1983	Dietrich			
	3,913,617	10/1975	van Laar et al.			
	3,699,814	10/1972	Kaufman			
	2,353,865	7/1944	L.R. Armstrong			

## FOREIGN PATENT DOCUMENTS

Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or N
531777	08/1955	Italy			
2077127	12/1981	Great Britain			
1408004	7/1988	Soviet Union			

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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)	
	European Search Report dated July 22, 2003.

Examiner	Date Considered
<p>*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce